Attorney Docket No. 980615CD/LH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Hiroyuki OKAHIRA et al

Serial No. : 10/042,032

Filed : October 25, 2001

For : APPARATUS FOR INSPECTING

A SUBSTRATE

Art Unit : 2877

Examiner : Tu T. Nguyen

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION TO NO. 1-703-872-9319

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! hereby certify that this paper is being facsimile transmitted to the Asst. Commissioner for Patents Office on the date noted below.

lan T. Volek

Cated: September 2, 2003

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee to Account No. 06-1378.

SIR:

Transmitted herewith is a Response to a Final Rejection which was due on August 22, 2003 and which was mailed by Express Mail on August 20, 2003.

Also transmitted herewith are a copy of the Receipt Acknowledged Postcard, which was not stamped by the USPTO to acknowledge receipt of the Response and a copy of the USPS Express Mail Receipt showing that the Response was mailed by Express Mail on August 20, 2003.

It is respectfully submitted that the Response was timely filed and that no extension fee is required. Nevertheless, if required, please consider this paper a Petition for Extension of Time. Authorization is hereby given to charge the extension fee to account 06-1378.

It is respectfully requested that the Response transmitted herewith be entered.

Respectfully submitted,

Douglas Holtz Reg. No. 33,902

Frishauf, Holtz, Goodman & Chick, P.C. 767 Third Avenue - 25th Floor New York, New York 10017-2023 Tel. No. (212) 319-4900 Fax No. (212) 319-5101

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RESPONSE UNDER 37 CFR 1.116 EXPEDITED PROCEDURE-EXAMINING GROUP 2877

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

This is responsive to the Final Office Action mailed May 22, 2003, the term for response to which expires on August 22, 2003.

Remarks begin on page 2 of this paper.

BOX AF EXPEDITED PROCEDURE SERIAL NO. 10/042,032 GROUP: 2877

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Date of Deposit: August 20, 2003

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage "Express Mail Post Office to Addressee" service under 37 CFR 1.10 or the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450

Patents. P.O. Box 1450 Alexandria. VA 22313-1450

ian I. Volek

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, clease consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee redured in connection with this Paper to Account No. 06-1378.